# 1/ 6

JUN 2 1 2005

KBR:dnr 3382-51187-01 398289.doc 06/21/05 116626.2

## KLARQUIST SPARKMAN, LLP

16th Floor World Trade Center, 121 S.W. Salmon Street, Portland, Oregon 97204 U.S.A. PHONE: 503-595-5300 FAX: 503-595-5301

## PLEASE DELIVER DIRECTLY TO EXAMINER HARESH N. PATEL

Fax No.: (703) 872-9306

Total No. Pages: 6, including this cover sheet

Message: Transmitted herewith for filing in the below-identified application are an Information

Disclosure Statement, 1449 Form, and copy of cited non-patent reference. If you do not receive all pages or if you have problems receiving transmittal, please call Kyle B. Rinehart at (503) 595-5300. The fee (large entity) has been calculated as shown below.

In re application of: Galen C. Hunt

Application No. 09/197,080

Filed: November 20, 1998

Confirmation No. 9889

For: NETWORK-INDEPENDENT PROFILING OF

APPLICATIONS FOR AUTOMATIC

PARTITIONING AND DISTRIBUTION IN A

DISTRIBUTED COMPUTING ENVIRONMENT (AS AMENDED)

Examiner: Haresh N. Patel

Art Unit: 2154

Attorney Reference No. 3382-51187-01

CERTIFICATE OF FACSIMILE

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being facsimile transmitted to fax number (703) 872-9306 on the date shown below.

Attorney or Agent for Applicant(s)\_\_\_

Date Transmitted \_\_June 21, 2005

- Attached are an Information Disclosure Statement, a 1449 Form, and a copy of the non-patent reference cited.
- Please charge the \$180 fee under required by 37 C.F.R. § 1.17(p) and any additional fees that may be required in connection with filing of this Information Disclosure Statement to Deposit Account 02-4550.
- If the Patent and Trademark Office determines that this amendment results in an additional application size fee for pages in excess of 100, please charge the fee to Deposit Account No. 02-4550.

Kyle B. Pinehart

Registration No. 47,027

June 21, 2005

Date

cc: Docketing
Accounting

THE INFORMATION CONTAINED IN THIS TRANSMISSION IS CONFIDENTIAL AND ONLY FOR THE INTENDED RECIPIENT IDENTIFIED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION OR USE OF THIS COMMUNICATION IS UNLAWFUL. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE (COLLECT), RETURN THE ORIGINAL MESSAGE TO US, AND RETAIN NO COPY.

KBR:dnr 06/21/05 3382-51187-01 398273.doc [16626.2

**PATENT** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Galen C. Hunt

Application No. 09/197,080
Filed: November 20, 1998
Confirmation No. 9889

For: NETWORK-INDEPENDENT PROFILING

OF APPLICATIONS FOR AUTOMATIC PARTITIONING AND DISTRIBUTION IN

A DISTRIBUTED COMPUTING ENVIRONMENT (AS AMENDED)

Examiner: Haresh N. Patel

Art Unit: 2154

Attorney Reference No. 3382-51187-01

COMMISSIONER FOR PATENTS

### CERTIFICATE OF FACSIMILE

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being facsimile transmitted to fax number (703) 872-9306 on the date shown below.

Attorney or Agent for Applicant(s)

Date Transmitted \_ June 21, 2005

# INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. § 1.97(e)

Listed on the accompanying form PTO-1449 and enclosed herewith are several Englishlanguage documents.

The Applicant is filing this Information Disclosure Statement ("IDS") to cite references recently made of record in related application U.S. Patent Application Serial No. 09/196,836.

The Applicant respectfully requests that these documents be listed as references cited on the issued patent. This IDS is being mailed before the Applicant received a final action, a notice of allowance, or an action that otherwise closes prosecution in the referenced application.

Please charge our Deposit Account No. 02-4550 for \$180.00 as required by 37 C.F.R. § 1.17(p) for filing this IDS in compliance with 1.97(c). Please charge any additional fees which

06/24/2005 RMEBRAHT 00000043 024550 09197080

01 FC:1806

180.00 DA

KBR:dnr 06/21/05 3382-51187-01 398273.doc

**PATENT** 

may be required in connection with filing this IDS, or credit any overpayment, to Deposit Account No. 02-4550.

The filing of this IDS shall not be construed to be an admission that the information cited in the statement is, or is considered to be, prior art or otherwise material to patentability as defined in 37 C.F.R. §1.56.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By

Kyle B. Rinehart

Registration No. 47,027

One World Trade Center, Suite 1600 121 S.W. Salmon Street Portland, Oregon 97204 Telephone: (503) 595-5300 Facsimile: (503) 228-9446

cc: Docketing

KBR:dnr 06/21/05 3382-51187-01 398275.dog 116626.2

6,237,079

6,516,354

#### Attorney Docket Number 3382-51187-01 Application Number 09/197,080 Filing Date INFORMATION DISCLOSURE STATEMENT November 20, 1998 **BY APPLICANT** First Named Inventor Hunt Art Unit 2154 **Examiner Name** Haresh N. Patel U.S. PATENT DOCUMENTS Copies of U.S. Patent documents do not need to be provided, unless requested by the Patent and Trademark Office. For patents, provide the patent number and the issue date. For published U.S. applications, provide the publication number and the publication date. For unpublished pending patent applications, provide the application number and the filing date.

Examiner's Cite No. **Publication Date** Number Name of Applicant or Patentee (optional) Initials\* 6,016,392 01-2000 Jordan, David A. 6,353,887 03-2002 Cotugno et al. 6,473,768 10-2002 Srivastava et al.

Stoney, Graham

Cavanaugh, Ken M.

05-2001

02-2003

Examiner's Initials\* Cite No. (optional)

Galen C. Hunt and Michael L. Scott, "The Coign Automatic Distributed Partitioning System," 2 pages, marked August 1998 [downloaded from the World Wide Web on April 14, 2005.]

| EXAMINER   | DATE        |
|------------|-------------|
| SIGNATURE: | CONSIDERED: |
|            | CONSIDERED: |

<sup>\*</sup> Examiner: Initial if reference considered, whether or not in conformance with MPEP 609. Draw line through cite if not in conformance and not considered. Include copy of this form with next communication to applicant.